

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

-----X
UNITED STATES OF AMERICA,

- against -

GARY BOGLE,

Defendant.
-----X

ORDER

09 CR 68 (NG) (RML)

GERSHON, United States District Judge:

In order to assist counsel in trial preparation, you are advised that no mention of a “shooting” shall be made by the prosecution in opening statement, nor shall any prosecution witness refer to the shooting. Prosecution witnesses should be instructed to refer instead to a “crime scene” or “investigation.” This matter will be further discussed on Tuesday, May 19th.

SO ORDERED.

/s/ Nina Gershon
NINA GERSHON
United States District Judge

Dated: May 18, 2009
Brooklyn, New York